

Appln No. 09/722,141  
Amdt. Dated October 28, 2005  
Response to Advspru Action of October 3, 2005

5

### **REMARKS/ARGUMENTS**

In response to the Examiner's Advisory Office Action of October 3, 2005 the Applicant respectfully submits the accompanying Amendment to the claims and the below Remarks directed thereto.

Claims 1-19 are currently pending in the present application. In the Amendment:

independent claims 1 and 9 are further amended to clarify that the recited video player body contains the sensor/selecting device, and that the sensor/selecting device is positioned in the body to sense/selected the coded data. Support for this amendment can be found, for example, at page 6, lines 2-3; page 7, lines 6-19 and page 13, lines 14-24 and in Fig. 11 of the present application;

pending claims 2-8 and 10-19 are unchanged.

It is respectfully submitted that the above amendment does not add new matter to, nor any new issues to the prosecution of, the present application.

#### ***35 USC 103(a) Rejections***

It is respectfully submitted that the subject matter of further amended independent claims 1 and 9, and claims 2-9 and 10-19 dependent therefrom, is not taught or suggested by Ellis in view of Mori, for at least the following reasons.

In the current Office Action, the Examiner maintains the rejections of the final Office Action contending that the term "incorporates" used in pending independent claims 1 and 9 with respect to the recited body incorporating the sensor, is satisfied by the Examiner's combination of the handheld image scanner of Mori connected to the video player of Ellis.

Whilst the Applicant respectfully disagrees with the Examiner's interpretation of the pending claims, the independent claims have been further amended to make it clear that in the claimed invention, the sensor is contained in the video player body and is also positioned in the body to allow sensing to be performed.

Based on this amendment, it is respectfully submitted that the Examiner's combination of Ellis and Mori would not result in the handheld scanner of Mori being contained in the video player of Ellis.

Thus, it is respectfully submitted that the subject matter of amended claims 1-19 is not taught or suggested by Ellis either taken alone or in combination with Mori.

Appln No. 09/722,141  
Amdt. Dated October 28, 2005  
Response to Adversu Action of October 3, 2005

6

It is respectfully submitted that all of the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

Applicants:



---

PAUL LAPSTUN



---

KIA SILVERBROOK

C/o: Silverbrook Research Pty Ltd  
393 Darling Street  
Balmain NSW 2041, Australia

Email: [kia.silverbrook@silverbrookresearch.com](mailto:kia.silverbrook@silverbrookresearch.com)

Telephone: +612 9818 6633

Facsimile: +61 2 9555 7762